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**MAILED**

**JAN 29 2007**

Technology Center 2100

In re Application of: Kawabe, et al. )  
Application No.: 09/698,260 )  
Filed: October 30, 2000 ) **DECISION ON PETITION UNDER 37**  
Attorney Docket No.: 500.39242X00 ) **CFR §1.181**  
For: METHOD AND APPARATUS FOR )  
EDITING IMAGE DATA, AND )  
COMPUTER PROGRAM PRODUCT OF )  
EDITING IMAGE DATA )

This is a decision on the petition filed December 20, 2005, which is being treated under 37 CFR §1.181(a), for withdrawal of the final rejection of November 30, 2005 as premature. The delay in response to the instant petition is regretted.

A review of the file record indicates that prosecution was reopened after the filing and processing of a request for continued examination (RCE) on March 30, 2006. A non-final Office action was mailed on June 28, 2006.

Accordingly, in view of the above stated reason, the instant petition, filed under 37 CFR §1.181(a) to invoke supervisory authority to withdraw the final rejection mailed on November 30, 2005, is rendered moot.

Accordingly, the petition is **DISMISSED as MOOT**.

The period for response *continues to run* from the mailing date of the final Office action of December 13, 2006. In accordance with 37 CFR § 1.136(a), an extension of time (up to three months) is available to extend the period for response as needed. Telephone inquiries should be directed to the undersigned at 571-272-3595.

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